

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

CHRISTINA W. DONNELLY, JOHN )  
DONNELLY, JAMES G. WILLIAMSON, )  
and RICHARD W. DEARBORN, )  
individually and on behalf of )  
all others similarly situated, )

Plaintiffs, )

v. )

Civ. No. 05-334-SLR )

XYBERNAUT CORPORATION, EDWARD )  
G. NEWMAN, STEVEN A. NEWMAN, )  
M.D., THOMAS D. DAVIS, BRUCE )  
C. HAYDEN, and GRANT THORNTON )  
LLP, )

Defendants. )

O R D E R

At Wilmington this ~~17<sup>th</sup>~~ day of August, 2005, defendant  
Xybernaut Corporation having filed a Notice of Bankruptcy with  
the court on August 1, 2005 (D.I. 27);

IT IS ORDERED that said defendant shall be terminated  
as an active party in the above-captioned case until further  
order of the court.

  
United States District Judge